

FILED BY *[Signature]* D.C.

IN THE UNITED STATES DISTRICT COURT
 FOR THE WESTERN DISTRICT OF TENNESSEE
 WESTERN DIVISION

05 OCT 31 AM 6:51

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 CHRISTOPHER CAVALLO,)
)
 Defendant.)

THOMAS H. GOULD
 CLERK, U.S. DISTRICT COURT
 WD OF TN - MEMPHIS

CR. NO. 04-20510-Ma

ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY

This cause came on for a report date on September 23, 2005. Counsel requested a continuance of the trial date in order to allow for additional preparation in the case and due to the unavailability of defense counsel during November rotation.

The Court granted the request and continued the trial to the rotation docket beginning December 5, 2005 at 9:30 a.m., with a report date of Wednesday, November 23, 2005 at 2:00 p.m.

The period from September 23, 2005 through December 16, 2005 is excludable under 18 U.S.C. §§ 3161(h)(8)(B)(iv) and 3161(h)(8)(A)(iv) because the interests of justice in allowing additional time to prepare and continuity of defense counsel outweigh the need for a speedy trial.

IT IS SO ORDERED this 28th day of October, 2005.

SHM

SAMUEL H. MAYS, JR.
 UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance
 with Rule 55 and/or 32(b) FRCrP on 11-2-05

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Tony R. Arvin
U.S. ATTORNEY'S OFFICE
167 N. Main St.
Ste. 800
Memphis, TN 38103

Mark S. McDaniel
LAW OFFICE OF MARK S. MCDANIEL
243 Exchange Avenue
Memphis, TN 38103

Honorable Samuel Mays
US DISTRICT COURT